

**HB5526**



**98TH GENERAL ASSEMBLY**

**State of Illinois**

**2013 and 2014**

**HB5526**

by Rep. Dennis M. Reboletti

**SYNOPSIS AS INTRODUCED:**

720 ILCS 570/204

from Ch. 56 1/2, par. 1204

Amends the Illinois Controlled Substances Act. Makes kratom (including any parts of the plant *Mitragyna speciosa*, whether growing or not, and any compound, manufacture, salt, derivative, mixture, or preparation of that plant, including but not limited to mitragynine and 7-hydroxymitragynine) a Schedule I controlled substance.

LRB098 15322 RLC 50351 b

CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

**A BILL FOR**

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Controlled Substances Act is  
5 amended by changing Section 204 as follows:

6 (720 ILCS 570/204) (from Ch. 56 1/2, par. 1204)

7 Sec. 204. (a) The controlled substances listed in this  
8 Section are included in Schedule I.

9 (b) Unless specifically excepted or unless listed in  
10 another schedule, any of the following opiates, including their  
11 isomers, esters, ethers, salts, and salts of isomers, esters,  
12 and ethers, whenever the existence of such isomers, esters,  
13 ethers and salts is possible within the specific chemical  
14 designation:

15 (1) Acetylmethadol;

16 (1.1) Acetyl-alpha-methylfentanyl

17 (N-[1-(1-methyl-2-phenethyl)-  
18 4-piperidinyl]-N-phenylacetamide);

19 (2) Allylprodine;

20 (3) Alphacetylmethadol, except  
21 levo-alphacetylmethadol (also known as levo-alpha-  
22 acetylmethadol, levomethadyl acetate, or LAAM);

23 (4) Alphameprodine;

- 1 (5) Alphamethadol;
- 2 (6) Alpha-methylfentanyl
- 3 (N-(1-alpha-methyl-beta-phenyl) ethyl-4-piperidyl)
- 4 propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-
- 5 propanilido) piperidine;
- 6 (6.1) Alpha-methylthiofentanyl
- 7 (N-[ 1-methyl-2-(2-thienyl)ethyl-
- 8 4-piperidinyl] -N-phenylpropanamide);
- 9 (7) 1-methyl-4-phenyl-4-propionoxypiperidine (MPPP);
- 10 (7.1) PEPAP
- 11 (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine);
- 12 (8) Benzethidine;
- 13 (9) Betacetylmethadol;
- 14 (9.1) Beta-hydroxyfentanyl
- 15 (N-[ 1-(2-hydroxy-2-phenethyl)-
- 16 4-piperidinyl] -N-phenylpropanamide);
- 17 (10) Betameprodine;
- 18 (11) Betamethadol;
- 19 (12) Betaprodine;
- 20 (13) Clonitazene;
- 21 (14) Dextromoramide;
- 22 (15) Diampromide;
- 23 (16) Diethylthiambutene;
- 24 (17) Difenoxyin;
- 25 (18) Dimenoxadol;
- 26 (19) Dimepheptanol;

- 1 (20) Dimethylthiambutene;
- 2 (21) Dioxaphetylbutyrate;
- 3 (22) Dipipanone;
- 4 (23) Ethylmethylthiambutene;
- 5 (24) Etonitazene;
- 6 (25) Etoxeridine;
- 7 (26) Furethidine;
- 8 (27) Hydroxypethidine;
- 9 (28) Ketobemidone;
- 10 (29) Levomoramide;
- 11 (30) Levophenacylmorphane;
- 12 (31) 3-Methylfentanyl  
13 (N-[ 3-methyl-1-(2-phenylethyl) -  
14 4-piperidyl] -N-phenylpropanamide);
- 15 (31.1) 3-Methylthiofentanyl  
16 (N-[ (3-methyl-1-(2-thienyl)ethyl-  
17 4-piperidinyl] -N-phenylpropanamide);
- 18 (32) Morpheridine;
- 19 (33) Noracymethadol;
- 20 (34) Norlevorphanol;
- 21 (35) Normethadone;
- 22 (36) Norpipanone;
- 23 (36.1) Para-fluorofentanyl  
24 (N-(4-fluorophenyl)-N-[ 1-(2-phenethyl) -  
25 4-piperidinyl] propanamide);
- 26 (37) Phenadoxone;

- 1 (38) Phenampromide;
- 2 (39) Phenomorphan;
- 3 (40) Phenoperidine;
- 4 (41) Piritramide;
- 5 (42) Proheptazine;
- 6 (43) Properidine;
- 7 (44) Propiram;
- 8 (45) Racemoramide;
- 9 (45.1) Thiofentanyl
- 10 (N-phenyl-N-[ 1-(2-thienyl)ethyl-
- 11 4-piperidinyl] -propanamide);
- 12 (46) Tilidine;
- 13 (47) Trimeperidine;
- 14 (48) Beta-hydroxy-3-methylfentanyl (other name:
- 15 N-[ 1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidinyl] -
- 16 N-phenylpropanamide).

17 (c) Unless specifically excepted or unless listed in  
18 another schedule, any of the following opium derivatives, its  
19 salts, isomers and salts of isomers, whenever the existence of  
20 such salts, isomers and salts of isomers is possible within the  
21 specific chemical designation:

- 22 (1) Acetorphine;
- 23 (2) Acetyldihydrocodeine;
- 24 (3) Benzylmorphine;
- 25 (4) Codeine methylbromide;
- 26 (5) Codeine-N-Oxide;

- 1 (6) Cyprenorphine;
- 2 (7) Desomorphine;
- 3 (8) Diacetyldihydromorphine (Dihydroheroin);
- 4 (9) Dihydromorphine;
- 5 (10) Drotebanol;
- 6 (11) Etorphine (except hydrochloride salt);
- 7 (12) Heroin;
- 8 (13) Hydromorphenol;
- 9 (14) Methyldesorphine;
- 10 (15) Methyldihydromorphine;
- 11 (16) Morphine methylbromide;
- 12 (17) Morphine methylsulfonate;
- 13 (18) Morphine-N-Oxide;
- 14 (19) Myrophine;
- 15 (20) Nicocodeine;
- 16 (21) Nicomorphine;
- 17 (22) Normorphine;
- 18 (23) Pholcodine;
- 19 (24) Thebacon.

20 (d) Unless specifically excepted or unless listed in  
21 another schedule, any material, compound, mixture, or  
22 preparation which contains any quantity of the following  
23 hallucinogenic substances, or which contains any of its salts,  
24 isomers and salts of isomers, whenever the existence of such  
25 salts, isomers, and salts of isomers is possible within the  
26 specific chemical designation (for the purposes of this

1 paragraph only, the term "isomer" includes the optical,  
2 position and geometric isomers):

3 (1) 3,4-methylenedioxyamphetamine

4 (alpha-methyl,3,4-methylenedioxyphenethylamine,  
5 methylenedioxyamphetamine, MDA);

6 (1.1) Alpha-ethyltryptamine

7 (some trade or other names: etryptamine;  
8 MONASE; alpha-ethyl-1H-indole-3-ethanamine;  
9 3-(2-aminobutyl)indole; a-ET; and AET);

10 (2) 3,4-methylenedioxymethamphetamine (MDMA);

11 (2.1) 3,4-methylenedioxy-N-ethylamphetamine

12 (also known as: N-ethyl-alpha-methyl-  
13 3,4(methylenedioxy) Phenethylamine, N-ethyl MDA, MDE,  
14 and MDEA);

15 (2.2) N-Benzylpiperazine (BZP);

16 (3) 3-methoxy-4,5-methylenedioxyamphetamine, (MMDA);

17 (4) 3,4,5-trimethoxyamphetamine (TMA);

18 (5) (Blank);

19 (6) Diethyltryptamine (DET);

20 (7) Dimethyltryptamine (DMT);

21 (7.1) 5-Methoxy-diallyltryptamine;

22 (8) 4-methyl-2,5-dimethoxyamphetamine (DOM, STP);

23 (9) Ibogaine (some trade and other names:

24 7-ethyl-6,6,beta,7,8,9,10,12,13-octahydro-2-methoxy-  
25 6,9-methano-5H-pyrido [ 1',2':1,2] azepino [ 5,4-b]  
26 indole; Tabernanthe iboga);

1 (10) Lysergic acid diethylamide;

2 (10.1) Salvinorin A;

3 (10.5) Salvia divinorum (meaning all parts of the plant  
4 presently classified botanically as Salvia divinorum,  
5 whether growing or not, the seeds thereof, any extract from  
6 any part of that plant, and every compound, manufacture,  
7 salts, isomers, and salts of isomers whenever the existence  
8 of such salts, isomers, and salts of isomers is possible  
9 within the specific chemical designation, derivative,  
10 mixture, or preparation of that plant, its seeds or  
11 extracts);

12 (11) 3,4,5-trimethoxyphenethylamine (Mescaline);

13 (12) Peyote (meaning all parts of the plant presently  
14 classified botanically as Lophophora williamsii Lemaire,  
15 whether growing or not, the seeds thereof, any extract from  
16 any part of that plant, and every compound, manufacture,  
17 salts, derivative, mixture, or preparation of that plant,  
18 its seeds or extracts);

19 (13) N-ethyl-3-piperidyl benzilate (JB 318);

20 (14) N-methyl-3-piperidyl benzilate;

21 (14.1) N-hydroxy-3,4-methylenedioxyamphetamine  
22 (also known as N-hydroxy-alpha-methyl-  
23 3,4(methylenedioxy)phenethylamine and N-hydroxy MDA);

24 (15) Parahexyl; some trade or other names:  
25 3-hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-  
26 dibenzo (b,d) pyran; Synhexyl;

1 (16) Psilocybin;

2 (17) Psilocyn;

3 (18) Alpha-methyltryptamine (AMT);

4 (19) 2,5-dimethoxyamphetamine

5 (2,5-dimethoxy-alpha-methylphenethylamine; 2,5-DMA);

6 (20) 4-bromo-2,5-dimethoxyamphetamine

7 (4-bromo-2,5-dimethoxy-alpha-methylphenethylamine;

8 4-bromo-2,5-DMA);

9 (20.1) 4-Bromo-2,5 dimethoxyphenethylamine.

10 Some trade or other names: 2-(4-bromo-

11 2,5-dimethoxyphenyl)-1-aminoethane;

12 alpha-desmethyl DOB, 2CB, Nexus;

13 (21) 4-methoxyamphetamine

14 (4-methoxy-alpha-methylphenethylamine;

15 paramethoxyamphetamine; PMA);

16 (22) (Blank);

17 (23) Ethylamine analog of phencyclidine.

18 Some trade or other names:

19 N-ethyl-1-phenylcyclohexylamine,

20 (1-phenylcyclohexyl) ethylamine,

21 N-(1-phenylcyclohexyl) ethylamine, cyclohexamine, PCE;

22 (24) Pyrrolidine analog of phencyclidine. Some trade

23 or other names: 1-(1-phenylcyclohexyl) pyrrolidine, PCPy,

24 PHP;

25 (25) 5-methoxy-3,4-methylenedioxy-amphetamine;

26 (26) 2,5-dimethoxy-4-ethylamphetamine

1 (another name: DOET);  
2 (27) 1-[1-(2-thienyl)cyclohexyl] pyrrolidine  
3 (another name: TCPy);  
4 (28) (Blank);  
5 (29) Thiophene analog of phencyclidine (some trade  
6 or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine;  
7 2-thienyl analog of phencyclidine; TPCP; TCP);  
8 (30) Bufotenine (some trade or other names:  
9 3-(Beta-Dimethylaminoethyl)-5-hydroxyindole;  
10 3-(2-dimethylaminoethyl)-5-indolol;  
11 5-hydroxy-N,N-dimethyltryptamine;  
12 N,N-dimethylserotonin; mappine);  
13 (31) 1-Pentyl-3-(1-naphthoyl)indole  
14 Some trade or other names: JWH-018;  
15 (32) 1-Butyl-3-(1-naphthoyl)indole  
16 Some trade or other names: JWH-073;  
17 (33) 1-[ (5-fluoropentyl)-1H-indol-3-yl] -  
18 (2-iodophenyl)methanone  
19 Some trade or other names: AM-694;  
20 (34) 2-[ (1R,3S)-3-hydroxycyclohexyl] -5-  
21 (2-methyloctan-2-yl)phenol  
22 Some trade or other names: CP 47,497  
23 and its C6, C8 and C9 homologs;  
24 (34.5) 2-[ (1R,3S)-3-hydroxycyclohexyl] -5-  
25 (2-methyloctan-2-yl)phenol), where side chain n=5;  
26 and homologues where side chain n=4, 6, or 7; Some

1 trade or other names: CP 47,497;

2 (35) (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-  
3 (2-methyloctan-2-yl)-6a,7,  
4 10,10a-tetrahydrobenzo[ c] chromen-1-ol

5 Some trade or other names: HU-210;

6 (35.5) (6aS,10aS)-9-(hydroxymethyl)-6,6-  
7 dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-  
8 tetrahydrobenzo[ c] chromen-1-ol, its isomers,  
9 salts, and salts of isomers; Some trade or other  
10 names: HU-210, Dexanabinol;

11 (36) Dexanabinol, (6aS,10aS)-9-(hydroxymethyl)-  
12 6,6-dimethyl-3-(2-methyloctan-2-yl)-  
13 6a,7,10,10a-tetrahydrobenzo[ c] chromen-1-ol  
14 Some trade or other names: HU-211;

15 (37) (2-methyl-1-propyl-1H-indol-  
16 3-yl)-1-naphthalenyl-methanone  
17 Some trade or other names: JWH-015;

18 (38) 4-methoxynaphthalen-1-yl-  
19 (1-pentylindol-3-yl)methanone  
20 Some trade or other names: JWH-081;

21 (39) 1-Pentyl-3-(4-methyl-1-naphthoyl)indole  
22 Some trade or other names: JWH-122;

23 (40) 2-(2-methylphenyl)-1-(1-pentyl-  
24 1H-indol-3-yl)-ethanone  
25 Some trade or other names: JWH-251;

26 (41) 1-(2-cyclohexylethyl)-3-

1 (2-methoxyphenylacetyl)indole

2 Some trade or other names: RCS-8, BTW-8 and SR-18;

3 (42) Any compound structurally derived from

4 3-(1-naphthoyl)indole or 1H-indol-3-yl-

5 (1-naphthyl)methane by substitution at the

6 nitrogen atom of the indole ring by alkyl, haloalkyl,

7 alkenyl, cycloalkylmethyl, cycloalkylethyl or

8 2-(4-morpholinyl)ethyl whether or not further

9 substituted in the indole ring to any extent, whether

10 or not substituted in the naphthyl ring to any extent;

11 (43) Any compound structurally derived from

12 3-(1-naphthoyl)pyrrole by substitution at the nitrogen

13 atom of the pyrrole ring by alkyl, haloalkyl, alkenyl,

14 cycloalkylmethyl, cycloalkylethyl or

15 2-(4-morpholinyl)ethyl, whether or not further

16 substituted in the pyrrole ring to any extent, whether

17 or not substituted in the naphthyl ring to any extent;

18 (44) Any compound structurally derived from

19 1-(1-naphthylmethyl)indene by substitution

20 at the 3-position of the indene ring by alkyl, haloalkyl,

21 alkenyl, cycloalkylmethyl, cycloalkylethyl or

22 2-(4-morpholinyl)ethyl whether or not further

23 substituted in the indene ring to any extent, whether

24 or not substituted in the naphthyl ring to any extent;

25 (45) Any compound structurally derived from

26 3-phenylacetylindole by substitution at the

1 nitrogen atom of the indole ring with alkyl, haloalkyl,  
2 alkenyl, cycloalkylmethyl, cycloalkylethyl or  
3 2-(4-morpholinyl)ethyl, whether or not further  
4 substituted in the indole ring to any extent, whether  
5 or not substituted in the phenyl ring to any extent;

6 (46) Any compound structurally derived from  
7 2-(3-hydroxycyclohexyl)phenol by substitution  
8 at the 5-position of the phenolic ring by alkyl,  
9 haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl  
10 or 2-(4-morpholinyl)ethyl, whether or not substituted  
11 in the cyclohexyl ring to any extent;

12 (47) 3,4-Methylenedioxymethcathinone  
13 Some trade or other names: Methylone;

14 (48) 3,4-Methyenedioxypyrovalerone  
15 Some trade or other names: MDPV;

16 (49) 4-Methylmethcathinone  
17 Some trade or other names: Mephedrone;

18 (50) 4-methoxymethcathinone;

19 (51) 4-Fluoromethcathinone;

20 (52) 3-Fluoromethcathinone;

21 (53) 2,5-Dimethoxy-4-(n)-propylthio-  
22 phenethylamine;

23 (54) 5-Methoxy-N,N-diisopropyltryptamine;

24 (55) Pentedrone.

25 (e) Unless specifically excepted or unless listed in  
26 another schedule, any material, compound, mixture, or

1 preparation which contains any quantity of the following  
2 substances having a depressant effect on the central nervous  
3 system, including its salts, isomers, and salts of isomers  
4 whenever the existence of such salts, isomers, and salts of  
5 isomers is possible within the specific chemical designation:

6 (1) mecloqualone;

7 (2) methaqualone; and

8 (3) gamma hydroxybutyric acid.

9 (f) Unless specifically excepted or unless listed in  
10 another schedule, any material, compound, mixture, or  
11 preparation which contains any quantity of the following  
12 substances having a stimulant effect on the central nervous  
13 system, including its salts, isomers, and salts of isomers:

14 (1) Fenethylline;

15 (2) N-ethylamphetamine;

16 (3) Aminorex (some other names:

17 2-amino-5-phenyl-2-oxazoline; aminoxaphen;

18 4-5-dihydro-5-phenyl-2-oxazolamine) and its

19 salts, optical isomers, and salts of optical isomers;

20 (4) Methcathinone (some other names:

21 2-methylamino-1-phenylpropan-1-one;

22 Ephedrone; 2-(methylamino)-propiofenone;

23 alpha-(methylamino)propiofenone; N-methylcathinone;

24 methcathinone; Monomethylpropion; UR 1431) and its

25 salts, optical isomers, and salts of optical isomers;

26 (5) Cathinone (some trade or other names:

1 2-aminopropiophenone; alpha-aminopropiophenone;

2 2-amino-1-phenyl-propanone; norephedrone);

3 (6) N,N-dimethylamphetamine (also known as:

4 N,N-alpha-trimethyl-benzeneethanamine;

5 N,N-alpha-trimethylphenethylamine);

6 (7) (+ or -) cis-4-methylaminorex ((+ or -) cis-

7 4,5-dihydro-4-methyl-4-5-phenyl-2-oxazolamine);

8 (8) 3,4-Methylenedioxyprovalerone (MDPV).

9 (g) Temporary listing of substances subject to emergency  
10 scheduling. Any material, compound, mixture, or preparation  
11 that contains any quantity of the following substances:

12 (1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide  
13 (benzylfentanyl), its optical isomers, isomers, salts,  
14 and salts of isomers;

15 (2) N-[1(2-thienyl)  
16 methyl-4-piperidyl]-N-phenylpropanamide (thenylfentanyl),  
17 its optical isomers, salts, and salts of isomers.

18 (h) Unless specifically excepted or unless listed in  
19 another schedule, any material, compound, mixture, or  
20 preparation which contains any quantity of kratom (including  
21 any parts of the plant Mitragyna speciosa, whether growing or  
22 not, and any compound, manufacture, salt, derivative, mixture,  
23 or preparation of that plant, including but not limited to  
24 mitragynine and 7-hydroxymitragynine).

25 (Source: P.A. 96-347, eff. 1-1-10; 96-1285, eff. 1-1-11;  
26 97-192, eff. 7-22-11; 97-193, eff. 1-1-12; 97-194, eff.

1 7-22-11; 97-334, eff. 1-1-12; 97-813, eff. 7-13-12; 97-872,  
2 eff. 7-31-12.)